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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

WEIGHT WATCHERS INTERNATIONAL, INC., Plaintiff, v. NESTLÉ U.S.A., INC.; DREYER'S GRAND ICE CREAM, INC., Defendants.	09 CV 7964 (JGK) STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel of the parties to the above-captioned action, that this action be, and the same hereby is, dismissed with prejudice, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, with each party to bear its own costs, including attorneys' fees.

Dated: June 24, 2010

MAYER BROWN LLP

By: ______
A. John P. Mancini

1675 Broadway
New York, New York 10019
Tel.: (212) 506-2500
Fax: (212) 849-5500
jmancini@mayerbrown.com

Attorneys for Defendants Nestlé U.S.A., Inc. and Dreyer's Grand Ice Cream, Inc.

Dated: June 24, 2010

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

By: /s/ Martin Flumenbaum
Martin Flumenbaum

1285 Avenue of the Americas
New York, New York 10019
Tel.: (212) 373-3000
Fax: (212) 797-3990
mflumenbaum@paulweiss.com

Attorneys for Plaintiff Weight Watchers International, Inc.

SO ORDERED:

John G. Koeltl, U.S.D.J.
6/25/10

The Clerk is directed to enter judgment and to close this case.
So ordered.
John G. Koeltl
U.S.D.J.
6/25/10